

Compliance Deadlines for CMS Vaccine Mandate

As of Jan. 14, 2022 and not expected to change

Deadlines		Full compliance <i>(CHC must meet both criteria)</i>	Less-than-fully-compliant, but not subject to additional enforcement beyond an initial notice of non-compliance <i>(CHC must meet all 3 criteria)</i>	Out of compliance and subject to enforcement action
For Group One states*	For Group Two states*			
"Phase One"		P&Ps have been developed and implemented	P&Ps have been developed and implemented	CHC does not meet one or more of the three criteria under "Less than fully-compliant."
Between Dec. 28, 2021 and Jan. 27, 2022	Between Jan. 14 and Sun. Feb. 13, 2022	100% of staff have received at least one dose of vaccine or have requested an exemption or delay. <i>(Use % definition #1)</i>	At least 80% of staff have received at least one dose of vaccine or have requested an exemption or delay. <i>(Use % definition #1)</i>	
		CHC has a plan for 100% of staff to have completed their vaccine series or have an approved exemption or delay within 60 days. <i>(Use % definition #2)</i>	CHC has a plan for 100% of staff to have completed their vaccine series or have an approved exemption or delay within 60 days. <i>(Use % definition #2)</i>	
"Phase Two"		P&Ps have been developed and implemented	P&Ps have been developed and implemented	CHC does not meet one or more of the three criteria under "Less than fully-compliant."
Between Fri. Jan. 28 and Mon. Feb. 28, 2022	Between Mon. Feb. 14 and Tues. March 15	100% of staff have completed their vaccine series (2 doses for Pfizer & Moderna, 1 for J&J) or have been approved for an exemption or delay. <i>(Use % definition #2)</i>	At least 90% of staff have received at least one dose of vaccine or have requested an exemption or delay. <i>(Use % definition #1)</i>	
		CHC has a plan for 100% of staff to have either completed their vaccine series or be approved for an exemption/delay within 30 days. <i>(Use % definition #2)</i>	CHC has a plan for 100% of staff to have either completed their vaccine series or be approved for an exemption/delay within 30 days. <i>(Use % definition #2)</i>	
Full Enforcement		P&Ps have been developed and implemented	CHCs that are less-than-fully-compliant will no longer have an option to avoid additional enforcement action.	CHC does not meet one or more of the three both of the criteria under "Full Compliance."
From Tues. March 1 forward	From Wed. March 16 forward	100% of staff have completed their vaccine series or been approved for an exemption or delay. <i>(Use % definition #2)</i>		

*Group One States: CA, CO, CT, DE, DC, FL, HI, IL, ME, MD, MA, MI, MN, NV, NJ, NM, NY, NC, OR, PA, PR, RI, TN, VT, VA, WA, WI, other territories. (CMS mandate went back into effect in mid-December.)

* Group 2 States: AL, AK, AZ, AR, GA, ID, IN, IA, KS, KY, LA, MS, MO, MT, NE, NH, ND, OH, OK, SC, SD, UT, WV, WY. (CMS mandate went back into effect on Jan. 13, 2022)

Percentage definition #1:			
	<u>Numerator:</u>	Those “staff” who fall into any of the following categories:	
		have received at least one vaccine dose;	
		have a pending request for an exemption or delay; or	
		have been approved for an exemption or delay.	
	<u>Denominator:</u>	All “staff” who are subject to the CMS vaccine mandate. See Toolkit at shorturl.at/zJOX8 for a chart detailing the definition of “staff”.	
Percentage definition #2:			
	<u>Numerator:</u>	Those “staff” who have either:	
		completed their initial vaccine series (i.e. two Pfizer or Moderna, or one J&J) OR	
		have an approved request for an exemption or delay. (In other words, staff with only one Pfizer or Moderna shot, or who have requested but not yet received an exemption/ delay, no longer count in the numerator.)	
	<u>Denominator:</u>	All “staff” who are subject to the CMS vaccine mandate. See Toolkit at shorturl.at/zJOX8 for a chart detailing the definition of “staff”.	